



Montana Legislative Services Division
Legal Services Office

TO: State Administration and Veterans' Affairs Interim Committee

FROM: K. Virginia Aldrich

DATE: August 8, 2022

RE: Legislative Administrative Rule Review Report

Pursuant to 5-5-228, MCA, the State Administration and Veterans' Affairs Interim Committee is responsible for reviewing administrative rules within its jurisdiction. Staff for the State Administration and Veterans' Affairs Interim Committee has prepared this report for informational purposes only. This report does not represent any action or opinion of the State Administration and Veterans' Affairs Interim Committee and does not preclude additional action that may be taken by the State Administration and Veterans' Affairs Interim Committee pursuant to its authority under the Montana Administrative Procedure Act (Title 2, chapter 4, MCA).

MAR NOTICE NUMBER: 2-63-625

AGENCY/BOARD: State Lottery and Sports Wagering Commission

RULE CLASSIFICATION: (e.g., substantive/interpretive/emergency/temporary): Substantive

SUBJECT: Procedural Rules

NOTICE DESCRIPTION: (e.g., proposal notice/adoption notice): Notice of Proposed Amendment

SUMMARY OF RULE(S):

The State Lottery and Sports Wagering Commission proposes to amend one rule to adopt and incorporate the public meeting rule of the Department of Administration.

The referenced rule was recently adopted by the Department of Administration and provides that when an entity holds a meeting, it will use its best efforts to post the meeting or hearing notices a week or more ahead of time, but never less than 72 hours in advance. The rule provides that the entity will post notice of the meeting on the state's electronic calendar and on other appropriate website locations, provide notification to those who have previously shown an interest in the matter, include adequate details of any proposed action, and provide an agenda that includes time for public comment. In addition, the rule provides that the entity will include contact information for persons with disabilities who wish to participate in the public meeting and that public comments received at the meeting will be incorporated into the official minutes of the meeting. The rule allows the entity to hold meetings electronically or by other means of remote communication as long as public participation is allowed. Additionally, the rule stipulates that the entity may record meetings and use meeting recordings as official minutes.

NOTES: A public hearing will not be held. The public comment period ends on September 2, 2022.

FULL TEXT OF NOTICE: The full text of the proposal notice may be found at https://rules.mt.gov/gateway/Cycle_Home.asp?CID=3538.